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OFFICE OF PETITIONS

In re Application of Jones et al. :
Application No. 09/811,155 : Decision on Petition
Filing Date: March 16, 2001 :
Attorney Docket No. 087809-0269968 :

This is a decision on the petition filed September 29, 2005, which is being treated as a petition under 37 CFR 1.181 to withdraw the holding of abandonment.

The petition is **granted**.

Facts:

A non-final Office action was mailed on March 1, 2005.

Applicant states a reply was filed via facsimile transmission on September 1, 2005.

A Notice of Abandonment was mailed on September 9, 2005.

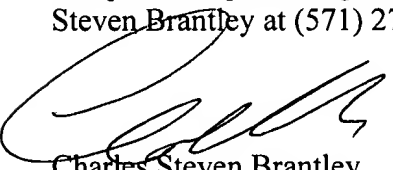
Discussion:

The evidence is sufficient to establish a reply and payment for a three-month extension of time were filed on September 1, 2005. Therefore, the application is not abandoned.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

Technology Center Art Unit 2152 will be informed of the instant decision and the application will be further examined in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.


Charles Steven Brantley
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Office of Petitions